

UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF NEW YORK

LOUIS BRIAN OLESEN, II,
BARBARA OLESEN,
AMERICAN SHOOTERS SUPPLY, INC. and
GUNS, INC.,

Plaintiffs,

v

06-CV-0959FJS/DRS

JOHN MORGAN, Special Agent of
the Federal Bureau of Alcohol,
Tobacco, Firearms and Explosives,
Individually and in his official
capacity, U.S. DEPARTMENT OF JUSTICE,
BUREAU OF ALCOHOL, TOBACCO, FIREARMS
and EXPLOSIVES,

Defendants.

NOTICE OF MOTION

MOTION BY:	JOHN MORGAN and U.S. DEPARTMENT OF JUSTICE, BUREAU OF ALCOHOL, TOBACCO, FIREARMS and EXPLOSIVES
DATE, TIME AND PLACE:	Submitted on the papers
SUPPORTING PAPERS:	Motion For Substitution of the United States for the Defendant John Morgan and for Dismissal; Memorandum of Law in Support of Substitution of Party and for Dismissal; Affidavit of Mary E. Fleming; and Declaration of Harry B. Pass

RELIEF SOUGHT:

Dismissal of Complaint

DATED: December 15, 2006

TERRANCE P. FLYNN
United States Attorney
Western District of New York

BY: s/Mary E. Fleming
MARY E. FLEMING
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Western District of New York and is a person of such age and discretion as to be competent to serve papers.

I hereby certify that on December 15, 2006, I electronically filed the foregoing **NOTICE OF MOTION** with the Clerk of the District Court using its CM/ECF system, which would then electronically notify the following CM/ECF participant(s) on this case:

William J. Dreyer, Esq.

s/Diane E. Carlsen
DIANE E. CARLSEN
Legal Assistant